IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 18TH MAY 2007 / 28TH VAISAKHA 1929

Crl.Rev.Pet.No. 1827 of 2007()

CRA.58/2004 of ADDL. SESSIONS COURT, ALAPPUZHA
ST.1088/2004 of JUDL.MAGISTRATE OF FIRST CLASS, AMABALAPUZHA

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REVN. PETITIONER: APPELLANT/ACCUSED.

SOMASEKHARAN PILLAI, PUTHENCHIRA,
THAKAZHY P.O., ALAPPUZHA.

BY ADV. SRI.P.VINODKUMAR

RESPONDENTS: RESPONDENT/COMPLAINANT.

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1. **SANTHAMAL,**
   MADATHIL KIZHAKETHIL HOUSE, THAKAZHY P.O.,
   ALAPPUZHA.

2. **STATE OF KERALA,**
   REPRESENTED BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.V.T.K.MOHANAN

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 18/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J.

CRL.R.P.NO. 1827 of 2007

Dated this the 18th day of May, 2007

ORDER

The petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs.one lakh to the complainant under section 357 (3) Cr.P.C and in default to undergo simple imprisonment for six weeks. The petitioner has only sought for modification of the sentence and time to pay the amount of compensation.

2. In the circumstance, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The petitioner is granted six months time from today onwards to pay the amount of compensation. He shall appear before the JFCM, Alappuzha on 19-11-2007 to receive the sentence. NBW pending if any shall be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,
JUDGE

kvm/-